

**FILED****UNITED STATES DISTRICT COURT**

for the

Western District of Texas

**JAN 24 2024**CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY [Signature] DEPUTYUnited States of America  
v.  
Celio Antonio GUTIERREZ-RodriguezCase No. DR-24-M-00206Defendant(s)**CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 01/23/2024 in the county of Val Verde in the  
Western District of Texas, the defendant(s) violated:*Code Section*  
18 USC 554*Offense Description*  
Smuggling Goods from the U.S.

This criminal complaint is based on these facts:

See Attachment A.

☒ Continued on the attached sheet.[Signature]  
*Complainant's signature*

Matthew McCormic, HSI Special Agent

*Printed name and title*

Sworn to before me and signed in my presence.

Date: 01/24/2024[Signature]  
*Judge's signature*City and state: Del Rio, Texas

Matthew Watters, United States Magistrate Judge

*Printed name and title*

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WESTERN DISTRICT OF TEXAS  
BY \_\_\_\_\_  
DEPUTY

### **Affidavit**

On January 23, 2024, United States Customs and Border Protection (CBP) Officers working outbound operations at the Del Rio Port of Entry, in Del Rio, Texas encountered a white sedan bearing Mexico license plate number FLA-053-B. CBP Officers identified the driver and sole occupant of the vehicle as Celio Antonio GUTIERREZ-Rodriguez. CBP Officers instructed GUTIERREZ to proceed to secondary inspection for further inspection.

CBP Officers conducted a physical inspection of the vehicle and located ammunition underneath the front passenger floor mat. The amount of ammunition located CBPOs located was 450 .22 Magnum rounds, 350 .22 WMR rounds, and 500 9mm rounds. CBPOs also located the receipt from Russel True Value Hardware store in Del Rio, Texas confirming the ammunition was purchased on today's date (January 23, 2024).

Homeland Security Investigations (HSI) and the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) special agents (SAs) interviewed GUTIERREZ at the Del Rio Port of Entry Interview Rooms.

After advisement of rights and waiver, GUTIERREZ admitted he purchased the ammunition he was in possession of today at Russel True Value Hardware store for \$493.34 United States dollars (USD). GUTIERREZ stated he did not have a license to export firearms or ammunition from the US to Mexico. GUTIERREZ admitted he knew it was illegal to purchase ammunition in the US and export it to Mexico without a license. GUTIERREZ stated this was the sixth (6) time that he purchased ammunition from Russel True Value in Del Rio and smuggle said ammunition to Mexico for resale.

The facts of the case were presented to Assistant United States Attorney (AUSA) Holly Pavlinski who accepted federal prosecution for a violation of Title 18 United States 554 - Smuggling Goods from the U.S.